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Paper No. 11

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In re Patent No. 5,780,355
Issue Date: July 14, 1998
Application No. 08/757,873
Filed: November 27, 1996
Attorney Docket No. CR95-080

ON PETITION

This is a decision on the petition filed February 27, 2008 under 37 CFR 1.378(c), with a certificate of mailing date of February 22, 2008, to accept the unintentionally delayed payment of a maintenance fee for the above-identified patent and the paper filed February 22, 2008, under 37 CFR 1.27(g)(2), which is properly treated under 37 CFR 1.28(g)(2), requesting that status as a Small Entity be removed.

In accordance with the request under 37 CFR 1.28(g)(2) status as a Small Entity has been removed.

The petition under 37 CFR 1.378(c) to accept the unintentionally delayed payment of a maintenance fee for the above-identified patent is **GRANTED**.

This patent expired on July 14, 2006 for failure to pay the 7½ year maintenance fee. Since this petition was submitted within twenty-four months after the six-month grace period provided in 37 CFR 1.362(e), the petition was timely filed under the provisions of 37 CFR 1.378(c).

The maintenance fee is hereby accepted and the above-identified patent is reinstated as of the mail date of this decision.

It is not apparent whether the person signing the statement of unintentional delay was in a position to have firsthand or direct knowledge of the facts and circumstances of the delay at issue. Nevertheless, such statement is being treated as having been made as the result of a reasonable inquiry into the facts and circumstances of such delay. In the event that such an

inquiry has not been made, petitioner must make such an inquiry. If such inquiry results in the discovery that the delay in paying the maintenance fee under 37 CFR 1.378(c) was intentional, petitioner must notify the Office.

Telephone inquiries concerning this decision should be directed to Ramesh Krishnamurthy at (571) 272 - 4914.

The patent file is being forwarded to Files Repository.

A handwritten signature in black ink, appearing to read 'David Bacci', is written over the printed name.

David Bacci
Petitions Examiner
Office of Petitions